

NORTH HILLS CONTROLLED GROUNDWATER AREA

CRITERIA ADDENDUM TO APPLICATION TO CHANGE A WATER RIGHT (for Replacement Wells)

Section 85-2-402, MCA, provides the Department shall approve a change in an appropriation of water if the applicant proves by a preponderance of evidence the criteria listed below are met. It is the applicant's responsibility to provide credible, relevant and factual information upon which the Department may rely to support the issuance of a change authorization.

1. Provide substantial, credible information proving the proposed use of water will not adversely affect the rights of other appropriators using an existing water right, certificate, permit, or a state water reservation. How do you plan to regulate your use and control your diversion to ensure other existing appropriators will be satisfied?

2. Describe the proposed means of diversion, construction and operation of the diversion works you intend to use and provide substantial, credible information to prove the means of diversion, construction and operation are adequate.

3. Provide substantial, credible information and data to prove the proposed change is a beneficial use of water and the flow rate and volume requested is reasonable for the proposed use.

INSTRUCTIONS

FOR CRITERIA ADDENDUM (for Replacement Wells)

Information on the following may be used in support of your application and that the criteria can be met. Complete the Addendum on the other side of these instructions with information concerning the following.

1. Adverse Affect

Review and attach a listing of the existing water rights within a half-mile radius of your well. What will you do to ensure existing water rights will not be adversely affected? Explain how your system can be adjusted or your use modified so as not to adversely affect existing water rights.

2. Adequate means of diversion, construction and operation

Indicate how your well will be constructed and by whom. What type of pump (submersible, jet pump, etc) and delivery system will be used? What, if any, type of storage or pressure tanks will be utilized?

3. Proposed use is a Beneficial Use

Explain what you plan to use the water for. How was the flow rate and volume of water to be changed determined?